



Town Board Regular Meeting

Tuesday, January 8, 2019

This regular meeting was held at the Rondout Municipal Center and began at 7:00pm

Present: Supervisor Rich Parete and Town Board members Joe Borzumato, Tim Sweeney, Don LaFera and Eric Stewart

Absent:

Also, Present: Heather Moody; Town Clerk/Tax Collector, and Alison Stewart; Blue Stone Press

Supervisor Parete called the meeting to order at 7:02pm and lead the Pledge of Allegiance.

HONORING WILL HUSTA

- Supervisor Parete awarded Will Husta for his service to the ZBA with a plaque. Will Husta is stepping down as the ZBA Chairman after 30 years of service. Supervisor Parete pointed out that Mr. Husta was on the ZBA since 1975 and was the Chair from 1983 to 2019. Not only was he on the ZBA but he also chaired the Planning and Zoning Committee. Mr. Husta will remain on the ZBA with a term expiring 12/31/2019.

PUBLIC COMMENTS:

Virginia Hlavsa – Resident who discussed the letter to the editor in the Blue Stone Press, asking the town board if they all read, approved and signed the letter. Ms. Hlavsa stated we are all here because we feel strongly about something and was disappointed when she read the letter.

Susan Sprachman – Resident who pointed out that the Historic Survey is not linked to event spaces or accessory apartments. It is just by coincidence that it is being done this year. We need to preserve the structure of the town. This new accessory apartment law does not touch upon Air B-n-B's. *Supervisor Parete said that the County is working on a registration law for Air B-n-B's.*

Mary Louise Wilson – Resident who is asking about accessory apartments, do we want them? Will there be permission to let accessory apartments be Air B-n-B's? *Supervisor Parete said this will be discussed.*

Casey Kurtti – Resident who is asking about Bonnie Franson. Is she on our approved Planner list? Ms. Kurti said Bonnie is very valuable to the town.

MEETING MINUTES:

Councilman Sweeney made a motion, seconded by Councilman Stewart to approve the meeting minutes from 12/20/2018. 5-0 Aye, motion carried.

RESOLUTION #1-2019; ORGANIZATIONAL MEETING

The following Resolution was offered by Councilman Sweeney, seconded by Councilman Stewart to wit:
WHEREAS, Town Of Marbletown 2019 – Organizational Meeting; Meetings, Appointments, etc.

1. Official Town Board Meetings:

Town Board Meetings, 1st and Third Tuesday of each month at 7:00 pm at the Rondout Municipal Center, 1925 Lucas Ave Cottekill NY.

Planning Board meetings and ZBA meetings schedules attached.

2. Official Newspaper: Daily Freeman
3. Official Bank: M&T Bank / Key Bank
4. Engineers for the Town: Brinnier and Larios, Peak Engineering
5. Deputy Town Clerks: Joyce Cain and Helen Jaffer, Michelle Solcberg
6. Deputy Supervisor: Joe Borzumato
7. Deputy Highway Superintendent: Scott Hikade
8. Procurement Policy/Ethics Policy 2019: attached separately
9. Accountant: Brian Pickard
10. Town Board Liasons: attached
11. Confidential Bookkeeper: Karen Barnhart
12. Historian; Gail Many
13. Petty Cash: Town Clerk \$100, Youth and Rec \$75 and Highway \$100
14. Town Health Insurance Carrier: MVP, Dental CDPHP, Eye; Eye-med
15. Attorneys for the Town: Tracy Kellogg, Mary Lou Christiana, Larry Wolinsky
16. Representative to High Falls Water District: Don LaFera
17. Civil Defense Director: John Roosa
18. Mileage reimbursement: NY State authorized **58 cents** per mile.
19. 2019 Holiday Schedule

Pursuant to Town Law, Resolved that the Town Board of the Town of Marbletown hereby authorizes and delegates to the Town Supervisor powers and duties of day-to-day administration and supervision of all town and special district facilities and employees consistent with and in furtherance of any and all state and federal laws applicable thereto and with any and all local laws, resolutions and policies heretofore or hereafter adopted by the Town Board.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Borzumato	Voting <u>Aye</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0; Resolution #1-2019 was thereupon adopted.

RESOLUTION #2-2019; TOWN OF MARBLETOWN HOLIDAY SCHEDULE

The following Resolution was offered by Councilman LaFera, seconded by Councilman Borzumato to wit:

WHEREAS, the attached are the official Holidays for the Town of Marbletown

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Marbletown does adopt the following Holiday Schedule.

New Year's Day	Tuesday, January 1 st
Martin Luther King Day	Monday, January 21 st
President's Day	Monday, February 18 th
Good Friday	Friday, April 19 th
Memorial Day	Monday, May 27 th
Independence Day	Thursday, July 4 th
Labor Day	Monday, September 2 nd
Columbus Day	Monday, October 14 th
Election Day	Tuesday, November 5 th

Veteran's Day	Monday, November 11 th
Thanksgiving Day	Thursday, November 28 rd
Day after Thanksgiving	Friday, November 29 th
Christmas Eve Day	Tuesday, December 24 th
Christmas Day	Wednesday, December 25 th

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Borzumato	Voting <u>Aye</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0; Resolution #2-2019 was thereupon adopted.

RESOLUTION #3-2019; TOWN OF MARBLETOWN ELECTED & NON-OFFICIALS SALARY

The following Resolution was offered by Councilman Borzumato, seconded by Councilman Stewart to wit: **NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Marbletown Adopts the elected and non-elected salary schedules for 2019. Attached Separately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Borzumato	Voting <u>Aye</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0; Resolution #3-2019 was thereupon adopted.

2019 Elected Officials Salary Schedule

Supervisor's Office

Richard Parete, Supervisor	\$ 30,000.00/yr
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Town Board

Donald LaFera	\$ 5,600.00/yr
Eric Stewart	\$ 5,600.00
Joseph Borzumato	\$ 5,600.00
Timothy Sweeney	\$ 5,600.00

Town Clerk's Office

Heather Moody, Town Clerk	\$ 48,360.00/yr
Heather Moody, Tax Collector	\$ 3,750.00

Justice Court

Claudia Davenport, Justice	\$ 14,560.00/yr
Mark Glick, Justice	\$ 14,560.00/yr

Highway Department

George Dimler, Highway Superintendent	\$ 52,610.00/yr
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2019 Non-Elected Officials Salary Schedule

Supervisor's Office

Richard Parete, Budget Officer	\$ 2,500.00/yr
Karen Barnhart, Bookkeeper	\$ 47,268.00 /yr

Joseph Borzumato, Deputy Town Supervisor\$ 1,500.00/yr
 Virginia Kucharik, Acct. Clerk \$ 16.96/hr.

Town Clerk's Office

Heather Moody, Registrar of Vital Statistics \$ 1,000.00
 Joyce Cain, Deputy Town Clerk \$ 17.42/hr.
 Helen Jaffer, Deputy Town Clerk \$ 17.42/hr.
 Michelle Solcberg, Deputy Town Clerk \$ 17.42/hr.

Justice Court

Marykate Moylan, Clerk to Justice F/T (appointed)\$ 18.55/hr.
 Eleonor Tetta, Clerk to Justice P/T (appointed) \$ 15.90/hr.
 Marcia Jackson, Court Clerk \$ 15.37/hr.
 Anthony Pagliaro, Court Officer \$ 73.90/session
 Justin Rearick, Court Officer \$ 73.90/session
 Anthony Stenta, Court Officer \$ 73.90/session

Assessor's Office

Michael Dunham, Assessor \$ 30.04/hr.
 Melissa Wright, Assessor's Aide \$ 15.90/hr.

Building/Safety

David Allen, MCO, Bldg. Insp. \$ 28.64/hr.
 Annette Intravaia, Clerk \$ 19.61/hr.
 Amanda Carlson, Clerk \$ 15.37/hr.
 Juliette Daniels-Stokes \$ 15.37/hr.
 Steven Christiana, Fire Inspector \$ 19.99/hr.

PZC

Maggie Colan, Clerk \$ 15.37/hr.

Planning/Zoning

Shaye Davis, Secretary to Planning/Zoning \$ 17.50/hr.

Youth & Recreation

Jill McLean, Recreation Director \$ 23.34/hr.
 Jessica Phelan, Asst. Recreation Director \$ 16.96/hr.
 Mat Jeckerbyrne, Laborer \$ 15.50/hr.

Transfer Station

Henry Schimmrich, Solid Waste Attendant \$ 14.84/hr.
 Fordham Protoss, Solid Waste Attendant \$ 14.31/hr.
 Jeffrey Anderson, Solid Waste Attendant \$ 14.31/hr.

Other Departments

Lisa Mance, p/t Custodial Worker \$ 14.31/hr.
 Steven G. Schneider, Bus driver \$ 16.00/hr.
 Jaiden Barnhart, per diem Laborer/Buildings \$ 15.50/hr.

Highway Department

Rosalind Riopelle, Secretary to Highway Supr. \$ 16.12/hr.

Union Contract Base Rates (includes Longevity)

Garrett Phillips, HMEO/Mech \$ 25.72/hr.
 Scott Hikade, HMEO \$ 25.21/hr. + \$2,000 Deputy Supr.
 Christopher Newkirk, HMEO \$ 25.21/hr.
 William Countryman, HMEO \$ 24.46/hr.

Donald O'Connor, HMEO	\$ 24.21/hr.
Kenneth Carlson, HMEO	\$ 24.46/hr.
Lorin Winne, HMEO	\$ 24.46/hr.
Douglas North, HMEO	\$ 24.21/hr.
Michael Polinsky, per diem Laborer	\$ 16.50/hr.
Erik Nelson, per diem Laborer	\$ 15.50/hr.
Roy Miller, per diem Laborer	\$ 15.50/hr.
Edward Kelder, per diem Laborer	\$ 15.50/hr.

All salaries listed are annual unless otherwise noted.

- A motion (friendly amendment) was made by Councilman Borzumato and seconded by Councilman Stewart to move the tax collector position from the non-elected salaries document to the elected salaries document. 5-0 Aye, motion carried.

RESOLUTION #4 -2019: RESOLUTION APPOINTMENTS TO ZONING BOARD

The following Resolution was offered by Councilman Sweeney, seconded by Councilman LaFera to wit:
WHEREAS, there is an open position on the Zoning Board of Appeals that expires December 31, 2020, and
WHEREAS, Will Husta's five (5) year term expired on December 31, 2018, and
WHEREAS, Kathie Grambling has been an alternate member of the Zoning Board of Appeals for several years and has expressed an interest in filling the open position that expires December 31, 2020, and
WHEREAS, Kevin Fredrick has been an alternate member of the Zoning Board of Appeals, and
NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Marbletown appoints Andrew Nilsen to a term expiring December 31, 2023, Kathy Grambling to a term expiring December 31, 2020 and Will Husta to a term expiring December 31, 2019, and
FURTHER RESOLVED, that Kevin Fredrick be appointed alternate member with a term expiring 12/31/2019.
The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Borzumato	Voting <u>Aye</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0; Resolution #4-2019 was thereupon adopted.

RESOLUTION # 5 -2019; RESOLUTION APPOINTMENT ZONING BOARD CHAIRMAN

The following Resolution was offered by Councilman LaFera, seconded by Councilman Sweeney to wit:
WHEREAS, Will Husta is currently Chairman of the Zoning Board of Appeals, and
WHEREAS, Will Husta has served The Town of Marbletown with Distinction,
WHEREAS, Will Husta has decided to step down as Zoning Board Chairman, and
NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Marbletown appoints Paris Perry to the position of Zoning Board Chairman for a term to expire on December 31, 2019.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Borzumato	Voting <u>Aye</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>

Supervisor Parete Voting Aye
5-0; Resolution #5-2019 was thereupon adopted.

RESOLUTION #6 -2019; RESOLUTION APPOINTMENTS TO PLANNING BOARD

The following Resolution was offered by Councilman Stewart seconded by Councilman LaFera to wit:

WHEREAS, Harry Hansen has indicated a desire to be appointed to the Marbletown Planning Board, and

WHEREAS, Dave Cobb has indicated a desire to be reappointed to the alternate position.

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Marbletown appoints Harry Hansen to the Planning Board for a term to expire on 12/31/2025 and Dave Cobb for a term to expire 12/31/2019.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Borzumato	Voting <u>Aye</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0; Resolution #6-2019 was thereupon adopted.

- Supervisor Parete thanked Kris Lovelett for all of his service on the Planning Board.

RESOLUTION # 7-2019; RESOLUTION APPOINTMENT PLANNING BOARD CHAIRMAN

The following Resolution was offered by Councilman Sweeney seconded by Councilman Borzumato to wit:

WHEREAS, Dan Proctor is currently Chairman of the Planning Board, and

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Marbletown appoints Dan Proctor to the position of Planning Board Chairman for a term to expire on December 31, 2019.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Borzumato	Voting <u>Aye</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0; Resolution #7-2019 was thereupon adopted.

RESOLUTION #8-2019; RECOMMENDATION OF THE APPOINTMENT OF TOWN OF MARBLETOWN REPRESENTATIVE TO THE ULSTER COUNTY PLANNING BOARD

The following Resolution was offered by Councilman Stewart, seconded by Councilman Borzumato to wit:

WHEREAS, the Ulster County Legislature requests a formal recommendation from the Marbletown Town Board as to the name of an individual to represent the Town of Marbletown for a Four (4) year term on the Ulster County Planning Board; and

WHEREAS, the Marbletown Town Board hereby recommends that Dan Proctor be appointed to represent the Town of Marbletown on the Ulster County Planning Board for a Four (4) year term, commencing upon approval from the Ulster County Legislature; now be it further

RESOLVED that the Marbletown Town Board hereby recommends to the Ulster County Legislature that Dan Proctor be the representative for the Town of Marbletown on the Ulster County Planning Board for a Four (4) year term, commencing upon approval from the Ulster County Legislature and ending December 31, 2022.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Borzumato	Voting <u>Aye</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0; Resolution #8-2019 was thereupon adopted.

RESOLUTION # 9-2019; SHARED SERVICES FOR THE RONDOUT MUNICIPAL CENTER

The following Resolution was offered by Councilman Stewart, seconded by Councilman LaFera to wit:

WHEREAS, the Town of Marbletown and the Town of Rosendale are parties to an Inter-Municipal Agreement dated December 9, 2015, which agreement sets forth the cooperative arrangement under which the Towns shall use, maintain and operate the Rondout Municipal Center; and

WHEREAS, Town of Rosendale has an opportunity to share services with the Town of Marbletown for the positions of Building Manager and Cleaner, the employees performing these duties are employees of the Town of Rosendale and these positions are equally shared between the Towns of Rosendale and Marbletown; and

WHEREAS, the following positions are employed by the Town of Rosendale and work a portion of their time for the Rondout Municipal Center:

Building & Grounds Maintenance and Bookkeeper.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Marbletown will reimburse the Town of Rosendale for fifty percent (50%) of the salary and all benefits except for medical for the position of Building Manager (Building Manager Health Insurance addressed in separate resolution) and fifty percent (50%) of the salary and all benefits for the position of Cleaner; and

BE IT FURTHER RESOLVED, that the Town of Marbletown will reimburse the Town of Rosendale Highway Department fifty percent (50%) of hourly rate and all benefits for maintenance and repairs that are performed by the Town of Rosendale employees for the Rondout Municipal Center; and

BE IT FURTHER RESOLVED, that the Town of Marbletown will reimburse the Town of Rosendale three thousand two hundred forty-seven dollars and thirty cents (\$3,247.30) for Bookkeeping services for the Rondout Municipal Center.

BE IT FURTHER RESOLVED, that this resolution shall become effective upon its passage by both the Town Board of Rosendale and the Town Board of Marbletown and shall be effective January 1, 2019 to December 31, 2019.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Borzumato	Voting <u>Aye</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0; Resolution #9-2019 was thereupon adopted.

RESOLUTION #10-2019; SETTING THE PUBLIC HEARING DATE FOR THE PROPOSED LOCAL LAW NUMBER OF 2019, A LOCAL LAW KNOWN AS ACCESSORY APARTMENT LAW

The following Resolution was offered by Councilman Stewart, seconded by Councilman Borzumato to wit:

WHEREAS, the Town Board finds it to be in the best interests of the residents of the Town of Marbletown to adopt **Local Law ____ of 2019, known as the Accessory Apartment Law**, in order to achieve the purposes and objectives set forth in the Local law.

NOW THEREFORE, BE IT RESOLVED as follows:

1. Schedule a Special Meeting of the Town Board, Town of Marbletown on January 24, 2019 for the purpose of holding a Public Hearing.

2. A public hearing will be held by the Town Board on January 24, 2019 at 7:00 PM local time at the Rondout Municipal Center, 1915-1925 Lucas Avenue, Cottekill, NY, to hear all interested parties on the proposed Local Law #___ of 2019 entitled “**A Local Law # ___, 2019 Accessory Apartment**”

3. The Town Clerk is directed to advertise such public hearing in the official newspaper of said Town, on the website of said Town and is directed to refer the proposed local law to all municipalities adjacent to the Town and any other applicable entities as required.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Borzumato	Voting <u>Aye</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0; Resolution #10-2019 was thereupon adopted.

RESOLUTION #11-2019; RESOLUTION AMENDING FEE SCHEDULE FOR BUILDING DEPARTMENT

The following Resolution was offered by Councilman LaFera, seconded by Councilman Sweeney to wit:

WHEREAS, Town Board of the Town of Marbletown is authorized to set all building department fees by resolution of the Town Board pursuant to adopted local law, and

WHEREAS, the Town Board of The Town of Marbletown has determined that it is prudent that fees be reviewed annually for cost effectiveness; and

THEREFORE, BE IT RESOLVED, the Town Board of the Town of Marbletown does hereby approve and incorporate herein, the following additions to the 2019 fee schedule:

Building Department– Electrical Inspector Registration Fee – No Charge.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Borzumato	Voting <u>Aye</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

5-0; Resolution #11-2019 was thereupon adopted.

OTHER TOWN BUSINESS:

- Town Clerk/Tax Collector Moody stated all tax bills were mailed on January 3rd. Payments can be made interest free until February 3rd by mail or in the office.

Motion to adjourn: There being no further discussion Supervisor Parete made the motion to adjourn the meeting, seconded by Councilman LaFera; 5-0 Aye, motion carried. The meeting adjourned at 7:42pm.

Respectfully submitted,

Heather Moody
Town Clerk/Tax Collector

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